

1 **Mark P. Robinson, Jr.**, SBN 054426
2 **Carlos A. Prietto, III**, SBN 166410
3 **Ted B. Wacker**, SBN 157416
4 **ROBINSON, CALCAGNIE & ROBINSON**
5 620 Newport Center Drive, 7th Floor
6 Newport Beach, CA 92660
7 949-720-1288; Fax 949-720-1292

8
9 Attorneys for Plaintiff
10 RICHARD McCAULLEY

11
12 **UNITED STATES DISTRICT COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**

14 IN RE: BEXTRA AND CELEBREX
15 MARKETING, SALES PRACTICES
16 AND PRODUCTS LIABILITY
17 LITIGATION

18 This document relates to:

19 **RICHARD McCAULLEY**

20 **Individual Case No. 3:06-cv-00143-CRB**

21 } Case No. M:03-CV-01699-CRB

22 } MDL No. 1699

23 } JUDGE BREYER

24 } **STIPULATION AND ORDER OF**
25 } **DISMISSAL ONLY AS TO CASE**
26 } **NUMBER CV 05-06239-SJO,**
27 } **ORIGINALLY FILED IN THE**
28 } **CENTRAL DISTRICT OF**
 } **CALIFORNIA**

29
30 **IT IS HEREBY STIPULATED AND AGREED** by and between counsel
31 for Plaintiff and counsel for Defendants that the Complaint of Plaintiff RICHARD
32 McCAULLEY, Case Number CV 05-06239-SJO, originally filed in the Central
33 District of California on August 25, 2005 and later transferred to MDL No. 1699, *In*
34 *Re: Bextra and Celebrex, Marketing, Sales Practices and Products Liability*
35 *Litigation*, with the assigned individual case number 3:06-cv-00143-CRB, may be
36 and is hereby dismissed without prejudice.

1 The parties hereby stipulate that Plaintiff will proceed in the MDL only
2 through the California action, and jurisdiction and venue for the trial of the action
3 will be proper in whichever of the following is selected by Pfizer: San Francisco,
4 Los Angeles, Missouri.

5 The parties shall each bear their own costs.
6

7 Dated: May 8, 2006

ROBINSON, CALCAGNIE & ROBINSON



10 Mark P. Robinson, Jr., SBN054426

11 mrobinson@rcrlaw.net

12 Carlos A. Prietto, III, SBN 166410

13 cprietto@rcrlaw.net

14 Ted B. Wacker, SBN 157416

15 twacker@rcrlaw.net

16 620 Newport Center Drive, 7th Floor

17 Newport Beach, CA 92660

18 Telephone: (949) 720-1288

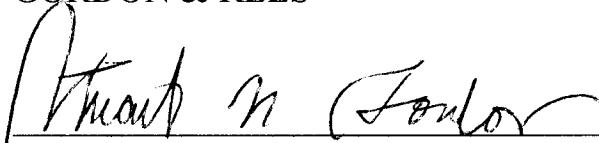
19 Fax: (949) 720-1292

20 *Counsel for Plaintiff*

21 RICHARD McC AULLEY

22 Dated: May 15, 2006

23 GORDON & REES



24 Stuart M. Gordon, Esq.

25 sgordon@gordonrees.com

26 Embarcadero Center West

27 275 Battery Street, 20th Floor

28 San Francisco, CA 94111

2 Telephone: (415) 986-5900

2 Fax: (415) 986-8054

2 *Defendants' Liaison Counsel*

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.
2
3
4 Dated: May 18, 2006
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

